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N.J. BOARD OF DENTISTRY
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY

In the Matter of)	
)	Administrative Action
)	
MICHAEL F. PARISE D.D.S.)	
License No. DI 14799)	ORDER OF REINSTATEMENT
)	
)	
Licensed to Practice Dentistry))	
in the State of New Jersey))	
_____))	

CERTIFIED TRUE COPY

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon the application of Michael F. Parise, D.D.S., ("respondent") seeking to reinstate his license to practice dentistry. Respondent voluntarily surrendered his license in January 1997 following the Board's receipt of information that respondent had tested positive for opiates. The voluntary surrender followed prior Board orders that subjected respondent to monitoring for a substance abuse problem.* Pursuant to the 1997 order, if respondent chose to apply for reinstatement, he would be required to demonstrate to the Board that he was capable of

*At the time of the positive urine test, respondent was practicing under an October 1996 Board order. That order had stayed a one year suspension imposed by the Board following its determination that respondent had prescribed controlled dangerous substances in the names of patients and had purchased those substances himself.

discharging the functions of a licensee in a manner consistent with the public's health, safety and welfare. He was further directed to obtain a psychological and/or medical examination and have the report(s) forwarded to the Board. In May 1999, respondent applied for reinstatement of his license. The Board considered the materials provided by respondent and other information, including respondent's November 1997 conviction for reckless driving and his April 1998 conviction for possession of a pellet gun, both offenses having occurred in April 1997. Respondent acknowledged that he had relapsed into drug use in late 1997. Following that relapse, respondent participated in an in-patient treatment facility. Respondent was discharged into a half way house in September 1998. He was discharged from the half way house in December 1998.

After consideration of the materials and respondent's testimony at a hearing on his reinstatement, particularly respondent's long history of drug abuse, his recent (six months) discharge from the treatment program, and a report that his prognosis was "guarded," as well as his lack of continuing education for the period for which he had surrendered his license, the Board declined to reinstate respondent's license to practice. In a letter advising him of its decision, the Board advised respondent that it would not entertain a request for reinstatement sooner than January 2000. The Board advised further that respondent would have to provide documentation to the Board of his

continued sobriety, including negative urine test results, attendance at NA/AA meetings, reports from treating therapists, and proof of continuing education.

On January 3, 2000, respondent again applied for reinstatement of his license. In support of the application for reinstatement respondent provided a letter from Yitzak Shnaps, M.D., treating psychiatrist, letters from Harold Clotworthy, C.A.D.C., his drug counselor, from William I. Keene, D.D.S., M.A., Director, New Jersey Chemical Dependency Program, and from Lorraine Quatrone, Director, Carrier Foundation attesting to his performance of court ordered community service and his continued volunteer activities at Carrier following completion of the court requirements. Dr. Shnaps and Dr. Keene have recommended reinstatement of respondent's license. Both recommend continuation with treatment modalities. Respondent also provided proof of 189 hours of continuing education courses that he has now taken, results of urine tests, and proof of attendance at AA/NA meetings.

Based on the entire record, the Board has determined that respondent may have his license reinstated subject to the conditions outlined in this order. Respondent appears to be in recovery at this time. The Board is keenly aware of respondent's history of relapse and will not tolerate any deviation from the terms of this order. The Board finds that the restrictions placed on respondent's practice by this order are adequate to protect the

health and welfare of the public, and that good cause exists for entry of this order:

IT IS ON THIS 15th DAY OF MARCH, 2000

ORDERED:

1. Respondent shall not practice as a solo practitioner and agrees to practice dentistry in affiliation with a dentist licensed by this Board, who shall be in a position to monitor respondent's practice of dentistry.

(a.) Respondent shall submit the name of the supervising dentist to the Board for approval prior to engaging in practice.

(b.) Respondent shall provide to the supervising dentist a copy of this Order and any further orders of the Board related to respondent.

(c.) Respondent shall provide to the Board a signed statement by the supervising dentist in which he accepts responsibility for his or her role as supervising dentist and agrees to comply with responsibilities imposed by this order.

(d.) Respondent shall be responsible for ensuring that the supervising dentist prepares and submits quarterly reports detailing respondent's practice of dentistry and specifically addressing any conduct suggestive of recurrence of drug abuse.

(e.) Respondent agrees that the supervising dentist shall immediately report any relapses or suspected relapses by respondent to the Board of Dentistry within twenty-four (24) hours thereof.

Respondent shall immediately report and obtain Board approval before any change in affiliation with his supervising dentist.

2. Respondent shall not apply for or hold a registration for Controlled Dangerous Substances as issued by the Drug Control Unit, nor shall respondent prescribe or have access to controlled dangerous substances until further order of the Board.

3(a.) Respondent shall have his urine monitored not less than one time per week at a laboratory facility designated by the Board to continue until further order of the Board expressly reducing or discontinuing testing. Respondent shall be provided with specific directions for the protocol of the testing procedure and the location of the laboratory facility by the Executive Director of the Board. The urine monitoring shall be conducted with direct witnessing of the taking of the samples as designed by the laboratory facility. The initial drug screen shall utilize appropriate screening techniques and all confirming tests and/or secondary tests will be performed by gas/chromatography/mass spectrometry (G.C./M.S.). The testing procedure shall include a forensic chain of custody protocol to ensure sample integrity and to provide documentation in the event of a legal challenge.

(b.) All test results shall be provided to Agnes Clarke, Executive Director or the Board, or her designee in the event she is unavailable. The Board also will retain sole discretion to modify the manner of testing in the event technical developments or

individual requirements indicate that a different methodology or approach is required in order to guarantee the accuracy and reliability of the testing,

(c.) Any failure by respondent to submit or provide a urine sample within twenty-four (24) hours of a request will be deemed to be equivalent to a confirmed positive urine test. In the event respondent is unable to appear for a scheduled urine test or provide a urine sample due to illness or other impossibility, consent to waive that day's test must be secured from Agnes Clarke, or her designee. Personnel at the lab facility shall not be authorized to waive a urine test. In addition, respondent must provide the Board with written substantiation of his inability to appear for a test within two (2) days, e.g., a physician's report attesting that respondent was so ill that he was unable to provide the urine sample or appear for the test. "Impossibility" as employed in this provision shall mean an obstacle beyond the control of respondent that is so insurmountable or that makes appearance for the test or provision of the urine sample so infeasible that a reasonable person would not withhold consent to waive the test on that day.

(d.) In the event respondent will be out of the State for any reason, the Board shall be so advised so that arrangements may be made at the Board's discretion for alternate testing. The

Board may, in its sole discretion, modify the frequency of testing or method of testing during the monitoring period.

4. Respondent shall continue in counseling, at his own expense. Respondent shall be responsible for ensuring that any and all persons providing therapy provide the Board with quarterly reports regarding his progress in counseling.

5. Respondent shall attend support groups, including NA or AA not less than two (2) times per week. Respondent shall provide evidence of attendance at such groups directly to the Board. If respondent has discontinued attendance at any of the support groups without obtaining approval of the Board, he shall be deemed in violation of this Order.

6. Respondent shall not possess any controlled dangerous substances except pursuant to a bona fide prescription written by a physician or dentist for good medical or dental cause in his own treatment. In addition, respondent shall advise any and all treating physicians and/or dentists of his history of substance abuse. Respondent shall cause any physician or dentist who prescribed medication which is a controlled dangerous substance to provide a written report to the Board together with patient records indicating the need for such medication. Such report shall be provided to the Board no later than two (2) days subsequent to the prescription in order to avoid confusion which may be caused by a confirmed positive urine test as a result of such medication.


7. Respondent shall provide any and all releases to any and all parties who are participating in the monitoring, treating or other program as outlined in this order, as may be required in order that all reports, records, and other pertinent information may be provided to the Board in a timely manner. With regard to any requirement for submission of the quarterly reports to the Board, the beginning of the first quarter is deemed to have commenced March 1, 2000.

8. Respondent shall pay the reinstatement fee of \$200.00 and a licensing fee of \$170.00 by certified check or money order, payable to the State of New Jersey, and forwarded to Agnes M. Clarke, Executive Director, State Board of Dentistry, P.O. Box 45005, Newark, New Jersey 07101 upon entry of this order.

9. Respondent may apply for modification of the terms of this order not sooner than one year following its entry.

New Jersey Board of Dentistry

By: _____


Henry Finger, D.D.S.
President